

Message

From: McGuire, James [McGuire.James@epa.gov]
Sent: 9/7/2021 4:21:40 PM
To: Adams, Adam [Adams.Adam@epa.gov]; Burton, Terry [Burton.Terry@epa.gov]; Chiang, I-Jung [chiang.i-jung@epa.gov]; Acevedo, Janie [Acevedo.Janie@epa.gov]; Acosta, Gerardo [Acosta.Gerardo@epa.gov]; Andrews, Suzanne [Andrews.Suzanne@epa.gov]; Balandran, Olivia-R [balandran.olivia-r@epa.gov]; Dwyer, Stacey [Dwyer.Stacey@epa.gov]; Gilrein, Stephen [gilrein.stephen@epa.gov]; Hill, Troy [Hill.Troy@epa.gov]; Houston, Robert [Houston.Robert@epa.gov]; Ngo, Kim [Ngo.Kim@epa.gov]; Price, Lisa [Price.Lisa@epa.gov]; Stanton, MaryA [Stanton.Marya@epa.gov]; Welton, Patricia [Welton.Patricia@epa.gov]; Crossland, Ronnie [Crossland.Ronnie@epa.gov]; Garcia, David [Garcia.David@epa.gov]; Gray, David [gray.david@epa.gov]; Maguire, Charles [maguire.charles@epa.gov]; McAtee, Jeffrey [McAtee.Jeffrey@epa.gov]; McDonald, James [McDonald.James@epa.gov]; McQuiddy, David [Mcquiddy.David@epa.gov]; Polk, Jonna [Polk.Jonna@epa.gov]; Seager, Cheryl [Seager.Cheryl@epa.gov]; Stenger, Wren [stenger.wren@epa.gov]; Tanimura, Erin [Tanimura.Erin@epa.gov]; Carroll, Craig [Carroll.Craig@epa.gov]; Petersen, Chris [petersen.chris@epa.gov]; Moore, Gary [Moore.Gary@epa.gov]; Vaughn, Gloria [Vaughn.Gloria@epa.gov]; Assunto, Carmen [Assunto.Carmen@epa.gov]; Zapata-Torres, Alexandra [Zapata-Torres.Alexandra@epa.gov]; Westfall, Garrett [Westfall.Garrett@epa.gov]; Gee, Randy [Gee.Randy@epa.gov]; McMillin, Rick [McMillin.Rick@epa.gov]; Quinones, Edwin [quinones.edwin@epa.gov]

Ex. 5 Attorney Client (AC)

Message

From: McGuire, James [McGuire.James@epa.gov]
Sent: 8/30/2021 6:13:04 PM
To: Quinones, Edwin [quinones.edwin@epa.gov]; Welton, Patricia [Welton.Patricia@epa.gov]
Subject: RE: Welton, Patricia shared "R6 FM Storm Tracking IDA" with you.

Thanks Ed, all your hard work is much appreciated!

Thanks,

James McGuire
Regional Counsel, EPA Region 6
214-665-6560

From: Quinones, Edwin <quinones.edwin@epa.gov>
Sent: Monday, August 30, 2021 1:12 PM
To: McGuire, James <McGuire.James@epa.gov>; Welton, Patricia <Welton.Patricia@epa.gov>
Subject: RE: Welton, Patricia shared "R6 FM Storm Tracking IDA" with you.

Ex. 5 Attorney Client (AC)

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: McGuire, James <McGuire.James@epa.gov>
Sent: Monday, August 30, 2021 1:10 PM
To: Quinones, Edwin <quinones.edwin@epa.gov>; Welton, Patricia <Welton.Patricia@epa.gov>
Subject: RE: Welton, Patricia shared "R6 FM Storm Tracking IDA" with you.

Ex. 5 Attorney Client (AC)

Thanks,

James McGuire
Regional Counsel, EPA Region 6
214-665-6560

From: Quinones, Edwin <quinones.edwin@epa.gov>
Sent: Monday, August 30, 2021 11:37 AM
To: Welton, Patricia <Welton.Patricia@epa.gov>
Cc: McGuire, James <McGuire.James@epa.gov>
Subject: RE: Welton, Patricia shared "R6 FM Storm Tracking IDA" with you.

Ex. 5 Attorney Client (AC)

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Welton, Patricia <Welton.Patricia@epa.gov>
Sent: Monday, August 30, 2021 11:04 AM
To: McGuire, James <McGuire.James@epa.gov>
Cc: Quinones, Edwin <quinones.edwin@epa.gov>
Subject: FW: Welton, Patricia shared "R6 FM Storm Tracking IDA" with you.

Nothing new added but sharing the site with you.

From: Welton, Patricia
Sent: Friday, August 27, 2021 10:10 AM
To: Barnett, Cheryl <Barnett.Cheryl@epa.gov>; Murdock, Russell <Murdock.Russell@epa.gov>; McDonald, Scott <mcdonald.scott@epa.gov>; Lannen, Justin <Lannen.Justin@epa.gov>
Subject: Welton, Patricia shared "R6 FM Storm Tracking IDA" with you.



Welton, Patricia shared a file with you

Here is the tracking chart for Hurricane Ida FM notices. Please populate in real time. Thank you Russell for helping with either my lack of access or lack of brain function.



[R6 FM Storm Tracking IDA](#)



This link only works for the direct recipients of this message.

Open



Microsoft

[Privacy Statement](#)

Message

From: McGuire, James [McGuire.James@epa.gov]
Sent: 9/2/2021 3:46:56 PM
To: Barnett, Cheryl [Barnett.Cheryl@epa.gov]; Welton, Patricia [Welton.Patricia@epa.gov]
CC: Quinones, Edwin [quinones.edwin@epa.gov]
Subject: RE: Force Majeure Notification - Update - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Thank you Cheryl.

James McGuire
Regional Counsel, EPA Region 6
214-665-6560

From: Barnett, Cheryl <Barnett.Cheryl@epa.gov>
Sent: Thursday, September 2, 2021 10:42 AM
To: Welton, Patricia <Welton.Patricia@epa.gov>; McGuire, James <McGuire.James@epa.gov>
Cc: Quinones, Edwin <quinones.edwin@epa.gov>
Subject: FW: Force Majeure Notification - Update - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Update on FM from Valero just came in –

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Cheryl

From: Lundelius, Diana <Lundelius.Diana@epa.gov>
Sent: Thursday, September 2, 2021 10:33 AM
To: Barnett, Cheryl <Barnett.Cheryl@epa.gov>; Murdock, Russell <Murdock.Russell@epa.gov>; Larson, Darrin <Larson.Darrin@epa.gov>; Thompson, Steve <thompson.steve@epa.gov>; Shahin, Emad <Shahin.Emad@epa.gov>; Nfodzo, Prince <Nfodzo.Prince@epa.gov>
Cc: Fried, Gregory <Fried.Gregory@epa.gov>
Subject: Force Majeure Notification - Update - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

From: Martin, JC <JC.Martin@valero.com>
Sent: Thursday, September 2, 2021 10:30 AM
To: Lundelius, Diana <Lundelius.Diana@epa.gov>; Foley, Patrick <Foley.Patrick@epa.gov>; csullivan@matrixnewworld.com; R6CAACDDeliverables <R6CAACDDeliverables@epa.gov>; daniel.odem@la.gov; ananthakrishnan.gunasekaran@la.gov; cwetzel@mnwe.com
Subject: Force Majeure Notification - Update - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Good Morning,

Per the above referenced Consent Decree, Valero is required to operate the Community Air Monitoring Station (CAMS) on Ventura Drive. The Valero Meraux Refinery submitted a Force Majeure notification on August 27, 2021, in which we stated that we were shutting down the CAMS in advance of the oncoming Hurricane Ida. Valero is now submitting this update.

On Sunday August 29, 2021 Hurricane Ida made landfall in Louisiana as a Category 4 storm. In anticipation of the impacts of the storm, particularly the loss of electricity, Valero performed a controlled shutdown of all process units, leaving the Wastewater Treatment Plant and four boilers running. The WWT and boilers shut down when power was lost Sunday night, as Entergy experienced outages over all of Southeast Louisiana.

As of today, September 2, there is no electricity to the refinery or in Chalmette. Providence did visit the CAMS yesterday, and there is no obvious damage. Once power is restored to the area, they will work to energize the equipment and verify that it is all in working order prior to posting data on the website.

Also, in accordance with Paragraph 156C.a.ii.B, 24-hour summa canister samples must be collected every six days. The most recent sample was scheduled for August 31. However, due to the impacts of Hurricane Ida (including major road closures and impacts on personal lives and property), it was not started until September 1. Providence returned today to collect the canister for laboratory analysis. As such, Valero amends the Force Majeure notification to include the disruption in the summa canister sampling schedule.

Please note that there is widespread damage and power outages throughout Southeast Louisiana, from the coastal parishes all the way up to Baton Rouge. As such, there is no USPS service, so Valero is only submitting this notification electronically. Once power is restored to Chalmette and to the refinery, Valero will resume normal operations.

If you require additional information, please feel free to contact us.

Thanks,
JC

JC Martin
Manager Environmental
Valero Refining – Meraux LLC
2235 Jacob Dr.
Chalmette, LA 70043
O: 504-278-6712 / C: 985-237-5950



Message

From: Welton, Patricia [Welton.Patricia@epa.gov]
Sent: 9/8/2021 6:29:48 PM
To: Quinones, Edwin [quinones.edwin@epa.gov]
CC: McGuire, James [McGuire.James@epa.gov]; Andrews, Suzanne [Andrews.Suzanne@epa.gov]
Subject: Re: Force Majeure Notification - Update - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Cheryl is going to reach back out to them right now

On Sep 8, 2021, at 1:21 PM, Quinones, Edwin <quinones.edwin@epa.gov> wrote:

Hi James,

Below is the latest from Valero's update to its Force Majeure notice. It is dated September 2nd.

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Barnett, Cheryl <Barnett.Cheryl@epa.gov>
Sent: Thursday, September 02, 2021 10:42 AM
To: Welton, Patricia <Welton.Patricia@epa.gov>; McGuire, James <McGuire.James@epa.gov>
Cc: Quinones, Edwin <quinones.edwin@epa.gov>
Subject: FW: Force Majeure Notification - Update - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Update on FM from Valero just came in -

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Cheryl

From: Lundelius, Diana <Lundelius.Diana@epa.gov>
Sent: Thursday, September 2, 2021 10:33 AM
To: Barnett, Cheryl <Barnett.Cheryl@epa.gov>; Murdock, Russell <Murdock.Russell@epa.gov>; Larson, Darrin <Larson.Darrin@epa.gov>; Thompson, Steve <thompson.steve@epa.gov>; Shahin, Emad <Shahin.Emad@epa.gov>; Nfodzo, Prince <Nfodzo.Prince@epa.gov>
Cc: Fried, Gregory <Fried.Gregory@epa.gov>
Subject: Force Majeure Notification - Update - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

From: Martin, JC <JC.Martin@valero.com>
Sent: Thursday, September 2, 2021 10:30 AM
To: Lundelius, Diana <Lundelius.Diana@epa.gov>; Foley, Patrick <Foley.Patrick@epa.gov>; csullivan@matrixnewworld.com; R6CAACDDeliverables <R6CAACDDeliverables@epa.gov>; daniel.odem@la.gov; ananthakrishnan.gunasekaran@la.gov; cwetzel@mnwe.com
Subject: Force Majeure Notification - Update - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Good Morning,

Per the above referenced Consent Decree, Valero is required to operate the Community Air Monitoring Station (CAMS) on Ventura Drive. The Valero Meraux Refinery submitted a Force Majeure notification on August 27, 2021, in which we stated that we were shutting down the CAMS in advance of the oncoming Hurricane Ida. Valero is now submitting this update.

On Sunday August 29, 2021 Hurricane Ida made landfall in Louisiana as a Category 4 storm. In anticipation of the impacts of the storm, particularly the loss of electricity, Valero performed a controlled shutdown of all process units, leaving the Wastewater Treatment Plant and four boilers running. The WWT and boilers shut down when power was lost Sunday night, as Entergy experienced outages over all of Southeast Louisiana.

As of today, September 2, there is no electricity to the refinery or in Chalmette. Providence did visit the CAMS yesterday, and there is no obvious damage. Once power is restored to the area, they will work to energize the equipment and verify that it is all in working order prior to posting data on the website.

Also, in accordance with Paragraph 156C.a.ii.B, 24-hour summa canister samples must be collected every six days. The most recent sample was scheduled for August 31. However, due to the impacts of Hurricane Ida (including major road closures and impacts on personal lives and property), it was not started until September 1. Providence returned today to collect the canister for laboratory analysis. As such, Valero amends the Force Majeure notification to include the disruption in the summa canister sampling schedule.

Please note that there is widespread damage and power outages throughout Southeast Louisiana, from the coastal parishes all the way up to Baton Rouge. As such, there is no USPS service, so Valero is only submitting this notification electronically. Once power is restored to Chalmette and to the refinery, Valero will resume normal operations.

If you require additional information, please feel free to contact us.

Thanks,
JC

JC Martin
Manager Environmental
Valero Refining – Meraux LLC
2235 Jacob Dr.
Chalmette, LA 70043
O: 504-278-6712 / C: 985-237-5950

<20210901.png>

Message

From: Barnett, Cheryl [Barnett.Cheryl@epa.gov]
Sent: 9/13/2021 5:17:29 PM
To: Welton, Patricia [Welton.Patricia@epa.gov]; McGuire, James [McGuire.James@epa.gov]; Quinones, Edwin [quinones.edwin@epa.gov]
Subject: Dow/UCC status update

Ex. 5 Attorney Client (AC)

Cheryl

Sent from my iPhone

Begin forwarded message:

From: "Williams, Karen (K)" <KBWilliams@dow.com>
Date: September 13, 2021 at 12:12:31 PM CDT
To: "Barnett, Cheryl" <Barnett.Cheryl@epa.gov>
Cc: "Wozniak, Russell (RA)" <wozniara@dow.com>
Subject: RE: DJ # 90-5-2-1-11114 -Force Majeure Request for Hurricane Ida

Power was reconnected to the main feeder on September 9th but now the Site is going through the process to reintroduce power systematically to each building, control systems, instruments and equipment and at the same time completing damage assessments. I do know there was damage to several cable trays that have to be repaired prior to being to energize that location of the facility. We have provide a list of the flare instruments to make these a priority but will also need the control systems powered to verify the readings.

Regards,

Karen B. Williams

Louisiana Environmental Leader
(225) 353-1675 (office)
(225) 776-0110 (cell)

General Business

From: Barnett, Cheryl <Barnett.Cheryl@epa.gov>
Sent: Monday, September 13, 2021 11:22 AM
To: Williams, Karen (K) <KBWilliams@dow.com>
Subject: RE: DJ # 90-5-2-1-11114 -Force Majeure Request for Hurricane Ida

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good morning. I'm just following up on your email - The letter stated that power was scheduled to be reintroduced between 9/8/21 and 9/12/21. Was power restored during this time?

Thanks,
Cheryl

Cheryl M. Barnett
Branch Chief, ORC Air Enforcement
EPA, Region 6 (ORCEA)
(214) 665-8328

From: Williams, Karen (K) <KBWilliams@dow.com>
Sent: Monday, September 13, 2021 10:44 AM
To: Stucky, Marie <Stucky.Marie@epa.gov>
Subject: DJ # 90-5-2-1-11114 -Force Majeure Request for Hurricane Ida

To Whom It May Concern:

Pursuant to Paragraph 85 of the subject Consent Decree, Union Carbide Corporation ("UCC") is submitting notice of a Force Majeure event at its Hahnville, Louisiana site.

The site experienced a site-wide power outage along with the entire parish of St. Charles where the facility resides due to catastrophic damage to power poles and lines, as a result of Hurricane Ida, which impacted the site on August 29, 2021.

Pease contact me at 225-353-1675 if you have any questions regarding this notice.

Regards,

Karen B. Williams

Louisiana Environmental Leader
(225) 353-1675 (office)
(225) 776-0110 (cell)

General Business

Message

From: Barnett, Cheryl [Barnett.Cheryl@epa.gov]
Sent: 9/14/2021 2:57:55 PM
To: McGuire, James [McGuire.James@epa.gov]; Welton, Patricia [Welton.Patricia@epa.gov]; Quinones, Edwin [quinones.edwin@epa.gov]
Subject: FW: ExxonMobil Baton Rouge - Force Majeure - Hurricane Ida
Attachments: Force Majeure - Baton Rouge - IDA.PDF

Ex. 5 Attorney Client (AC)

Cheryl

Message

From: Welton, Patricia [Welton.Patricia@epa.gov]
Sent: 9/9/2021 5:43:31 PM
To: Quinones, Edwin [quinones.edwin@epa.gov]
CC: Barnett, Cheryl [Barnett.Cheryl@epa.gov]; McGuire, James [McGuire.James@epa.gov]
Subject: FW: Force Majeure Notification - Update #2 - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)
Attachments: 2016-2021 CAMS Trends.pdf

Thanks Sharing with Ed.

From: Barnett, Cheryl <Barnett.Cheryl@epa.gov>
Sent: Thursday, September 9, 2021 12:28 PM
To: McGuire, James <McGuire.James@epa.gov>; Welton, Patricia <Welton.Patricia@epa.gov>
Subject: FW: Force Majeure Notification - Update #2 - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

FYI -

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

From: Tripathi, Arati <Tripathi.Arati@epa.gov>
Sent: Thursday, September 9, 2021 12:03 PM
To: Barnett, Cheryl <Barnett.Cheryl@epa.gov>
Subject: FW: Force Majeure Notification - Update #2 - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

FYI

Ex. 5 Attorney Client (AC)

Thanks.

From: Dobbins, Matt <Matt.Dobbins@valero.com>
Sent: Thursday, September 9, 2021 11:57 AM
To: Lundelius, Diana <Lundelius.Diana@epa.gov>; Foley, Patrick <Foley.Patrick@epa.gov>; csullivan@matrixnewworld.com; R6CAACDDeliverables <R6CAACDDeliverables@epa.gov>; daniel.odem@la.gov; ananthakrishnan.gunasekaran@la.gov; cwetzel@mnwe.com
Cc: Martin, JC <JC.Martin@valero.com>; Tripathi, Arati <Tripathi.Arati@epa.gov>
Subject: Force Majeure Notification - Update #2 - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Good Morning,

Per the above referenced Consent Decree, Valero is required to operate the Community Air Monitoring Station (CAMS) on Ventura Drive.

As of Wednesday, September 8, 2021 at 3:55 PM, the CAMS was fully functional.

Below is a timeline of events to provide you with the complete context of events related to Hurricane Ida.

On Friday August 27, 2021 the Valero Meraux Refinery submitted a Force Majeure notification, in which we stated that we were shutting down the CAMS in advance of the oncoming Hurricane Ida in order to protect the analyzers from power fluctuations, especially surges. This shutdown was noted on the CAMS website (lena.providence.com)

On Sunday August 29, 2021 Hurricane Ida made landfall in Louisiana as a Category 4 storm. In anticipation of the impacts of the storm, particularly the loss of electricity, Valero performed a controlled shutdown of all process units, leaving the Wastewater Treatment Plant, four boilers and the once-through cooling water pumps running. These shut down when power was lost Sunday night during the height of the storm, as Entergy

experienced outages over all of Southeast Louisiana. With the process units shut down, no regulated material was routed to the North and South Flares. Valero kept purchased natural gas routed to the flares to keep them under positive pressure for their protection.

On Thursday September 2, 2021 the Valero Meraux Refinery submitted an update to the Force Majeure notification, stating that there was no electricity to the refinery or in Chalmette, and that the CAMS had been inspected, with no obvious damage done. Once power was restored to the area, Providence would work to energize the equipment and verify that it is all in working order prior to posting data on the website.

On Saturday September 4, 2021 in the late afternoon, power was restored to the CAMS. At 6:10 PM, I switched on all breakers and turned on the air conditioning to restore climate control to the equipment, activated the Maintenance Flag to prevent the communications equipment from posting faulty data to the website, and arranged for Providence to visit the site the next day to activate the equipment.

On Sunday September 5, 2021 Providence visited the CAMS and activated all of the equipment. They found that a card in the hydrogen sulfide analyzer was faulty and would need replacement. Nevertheless, Providence de-activated the Maintenance Flag at 2:40 PM and data for all parameters started posting on the website. This was noted on the CAMS website.

On Wednesday, September 8, 2021 Providence visited the CAMS to replace the faulty card in the hydrogen sulfide analyzer. They activated the Maintenance Flag at 11:00 AM, replaced the card, calibrated the analyzer, and then de-activated the Maintenance Flag at 3:55 PM. This was noted on the CAMS website.

On Wednesday, September 8, 2021 at 3:55 PM, the CAMS was fully functional. At that time, the refinery had restarted the four boilers, the Wastewater Treatment Plant, and some of the cooling water pumps. Valero had also started heating up the #2 and #3 Sulfur Recovery Units, so that they would be available prior to startup of the other units. No other units were in operation.

Also, in accordance with Paragraph 156C.a.ii.B, 24-hour summa canister samples must be collected every six days. The sample that was scheduled to start on August 31 was started on September 1, delayed by the widespread impact of Hurricane Ida. It is a passive sampler that does not require electricity. There were no exceedances of ambient air quality standards at the CAMS that resulted from Valero operations.

Valero performed a quick look back at the CAMS data over the last 5 years. (see the graphs attached)

If you require additional information, please feel free to contact us.

Matthew Dobbins

Staff Environmental Engineer
Valero Refining – Meraux LLC
2235 Jacob Drive
Chalmette, LA 70043
(504) 278-5268

Message

From: Barnett, Cheryl [Barnett.Cheryl@epa.gov]
Sent: 9/14/2021 4:33:17 PM
To: McGuire, James [McGuire.James@epa.gov]; Welton, Patricia [Welton.Patricia@epa.gov]; Quinones, Edwin [quinones.edwin@epa.gov]
Subject: RE: ExxonMobil Baton Rouge - Force Majeure - Hurricane Ida

Ex. 5 Attorney Client (AC)

From: McGuire, James <McGuire.James@epa.gov>
Sent: Tuesday, September 14, 2021 11:06 AM
To: Barnett, Cheryl <Barnett.Cheryl@epa.gov>; Welton, Patricia <Welton.Patricia@epa.gov>; Quinones, Edwin <quinones.edwin@epa.gov>
Subject: RE: ExxonMobil Baton Rouge - Force Majeure - Hurricane Ida

Thanks Cheryl.

Ex. 5 Attorney Client (AC)

Thanks,

James McGuire
Regional Counsel, EPA Region 6
214-665-6560

From: Barnett, Cheryl <Barnett.Cheryl@epa.gov>
Sent: Tuesday, September 14, 2021 10:10 AM
To: McGuire, James <McGuire.James@epa.gov>; Welton, Patricia <Welton.Patricia@epa.gov>; Quinones, Edwin <quinones.edwin@epa.gov>
Subject: RE: ExxonMobil Baton Rouge - Force Majeure - Hurricane Ida

Ex. 5 Attorney Client (AC)

From: McGuire, James <McGuire.James@epa.gov>
Sent: Tuesday, September 14, 2021 10:01 AM
To: Barnett, Cheryl <Barnett.Cheryl@epa.gov>; Welton, Patricia <Welton.Patricia@epa.gov>; Quinones, Edwin <quinones.edwin@epa.gov>
Subject: RE: ExxonMobil Baton Rouge - Force Majeure - Hurricane Ida

Thanks Cheryl.

Ex. 5 Attorney Client (AC)

Thanks,

James McGuire
Regional Counsel, EPA Region 6
214-665-6560

From: Barnett, Cheryl <Barnett.Cheryl@epa.gov>

Sent: Tuesday, September 14, 2021 9:58 AM

To: McGuire, James <McGuire.James@epa.gov>; Welton, Patricia <Welton.Patricia@epa.gov>; Quinones, Edwin <quinones.edwin@epa.gov>

Subject: FW: ExxonMobil Baton Rouge - Force Majeure - Hurricane Ida

Ex. 5 Attorney Client (AC)

Cheryl

Message

From: McDonald, Scott [mcdonald.scott@epa.gov]
Sent: 9/7/2021 3:50:41 PM
To: Ordonez, Efren [Ordonez.Efren@epa.gov]
CC: Quinones, Edwin [quinones.edwin@epa.gov]
Subject: FW: Checking on Churchill and Baton Rouge

Efren,

Ex. 5 Attorney Client (AC)

I copied Ed who is our ORC point of contact for emergency relief type stuff. Thanks -

Scott

-----Original Message-----

From: Welton, Patricia <welton.Patricia@epa.gov>
Sent: Tuesday, September 07, 2021 9:20 AM
To: McDonald, Scott <mcdonald.scott@epa.gov>
Cc: McGuire, James <McGuire.James@epa.gov>; Ordonez, Efren <Ordonez.Efren@epa.gov>; Chang-Vaughan, Ellen <Chang-Vaughan.Ellen@epa.gov>
Subject: Checking on Churchill and Baton Rouge

Ex. 5 Attorney Client (AC)

Thank you

Message

From: McGuire, James [McGuire.James@epa.gov]
Sent: 9/13/2021 5:15:41 PM
To: Barnett, Cheryl [Barnett.Cheryl@epa.gov]; Welton, Patricia [Welton.Patricia@epa.gov]; Quinones, Edwin [quinones.edwin@epa.gov]
Subject: RE: DJ # 90-5-2-1-11114 -Force Majeure Request for Hurricane Ida

Thanks Cheryl, much appreciated. I let David and the RICT know we would provide any updates received from UCC.

Thanks,

James McGuire
Regional Counsel, EPA Region 6
214-665-6560

From: Barnett, Cheryl <Barnett.Cheryl@epa.gov>
Sent: Monday, September 13, 2021 11:29 AM
To: Welton, Patricia <Welton.Patricia@epa.gov>; McGuire, James <McGuire.James@epa.gov>; Quinones, Edwin <quinones.edwin@epa.gov>
Subject: RE: DJ # 90-5-2-1-11114 -Force Majeure Request for Hurricane Ida

Ex. 5 Attorney Client (AC)

Cheryl

From: Thompson, Steve <thompson.steve@epa.gov>
Sent: Monday, September 13, 2021 10:47 AM
To: R6 RRC <R6_RRC@epa.gov>
Cc: Quinones, Edwin <quinones.edwin@epa.gov>; Welton, Patricia <Welton.Patricia@epa.gov>; Seager, Cheryl <Seager.Cheryl@epa.gov>; Barnett, Cheryl <Barnett.Cheryl@epa.gov>
Subject: FW: DJ # 90-5-2-1-11114 -Force Majeure Request for Hurricane Ida

From: Stucky, Marie <Stucky.Marie@epa.gov>
Sent: Monday, September 13, 2021 10:46 AM
To: Barnett, Cheryl <Barnett.Cheryl@epa.gov>; Thompson, Steve <thompson.steve@epa.gov>
Subject: FW: DJ # 90-5-2-1-11114 -Force Majeure Request for Hurricane Ida

Sincerely,
Marie Stucky
Chief, Air Toxics Enforcement Section
EPA Region 6

From: Williams, Karen (K) <KBWilliams@dow.com>
Sent: Monday, September 13, 2021 10:44 AM
To: Stucky, Marie <Stucky.Marie@epa.gov>
Subject: DJ # 90-5-2-1-11114 -Force Majeure Request for Hurricane Ida

To Whom It May Concern:

Pursuant to Paragraph 85 of the subject Consent Decree, Union Carbide Corporation ("UCC") is submitting notice of a Force Majeure event at its Hahnville, Louisiana site.

The site experienced a site-wide power outage along with the entire parish of St. Charles where the facility resides due to catastrophic damage to power poles and lines, as a result of Hurricane Ida, which impacted the site on August 29, 2021.

Pease contact me at 225-353-1675 if you have any questions regarding this notice.

Regards,

Karen B. Williams

Louisiana Environmental Leader
(225) 353-1675 (office)
(225) 776-0110 (cell)

General Business

Message

From: Donnellan, Michael (ENRD) [Michael.Donnellan@usdoj.gov]
Sent: 8/31/2021 9:10:55 PM
To: Quinones, Edwin [quinones.edwin@epa.gov]; Capuyan, Stephen [Capuyan.Stephen@epa.gov]
Subject: RE: cri
Attachments: ENV_ENFORCEMENT-#3006085-v1-CRI_-_08_30_21_DRAFT_-_post_crash_-_Matrix_of_Lit_Ris_Discounts_for_Costs.XLSX

Ex. 5 Attorney Client (AC)

Michael

From: Donnellan, Michael (ENRD)
Sent: Monday, August 30, 2021 10:34 AM
To: Quinones, Edwin <quinones.edwin@epa.gov>
Subject: RE: cri

Understood.

From: Quinones, Edwin <quinones.edwin@epa.gov>
Sent: Monday, August 30, 2021 10:31 AM
To: Donnellan, Michael (ENRD) <Michael.Donnellan@usdoj.gov>
Subject: RE: cri

Hi Michael,

I got your other emails, and I apologize for the lack of response thus far. Hurricane Ida and its aftermath with Stafford Act deployments has taken most of my attention recently. I'll be on calls most of this morning but will try to reach you later this afternoon.

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Donnellan, Michael (ENRD) <Michael.Donnellan@usdoj.gov>
Sent: Monday, August 30, 2021 9:11 AM
To: Quinones, Edwin <quinones.edwin@epa.gov>
Subject: cri

Ed, could you give me a call this morning?
Thanks,
Michael 202-532-3354

Message

From: Quinones, Edwin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=78366B94C0804D00BD9F0A6FF492613B-QUINONES, ED]
Sent: 8/30/2021 6:05:20 PM
To: R6 RRC [R6_RRC@epa.gov]
Subject: RE: Hurricane Ida - FEMA Legal POC

Gotcha. Will do in a bit!

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: R6 RRC <R6_RRC@epa.gov>
Sent: Monday, August 30, 2021 1:05 PM
To: Quinones, Edwin <quinones.edwin@epa.gov>; R6 RRC <R6_RRC@epa.gov>
Subject: RE: Hurricane Ida - FEMA Legal POC

Please submit a no change

From: Quinones, Edwin <quinones.edwin@epa.gov>
Sent: Monday, August 30, 2021 1:04 PM
To: R6 RRC <R6_RRC@epa.gov>
Subject: RE: Hurricane Ida - FEMA Legal POC

No, nothing of significance from ORC today. Should I have submitted a "no change" ORC management update like I did yesterday? Or do we only submit something if there's been a change, such as a force majeure notice?

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: R6 RRC <R6_RRC@epa.gov>
Sent: Monday, August 30, 2021 1:03 PM
To: Quinones, Edwin <quinones.edwin@epa.gov>
Subject: RE: Hurricane Ida - FEMA Legal POC

Is there any updates from ORC today?

From: Quinones, Edwin <quinones.edwin@epa.gov>
Sent: Monday, August 30, 2021 12:18 PM
To: Adams, Adam <Adams.Adam@epa.gov>; Carroll, Craig <Carroll.Craig@epa.gov>

Cc: Delgado, Eric <Delgado.Eric@epa.gov>; R6 RRC <R6_RRC@epa.gov>

Subject: RE: Hurricane Ida - FEMA Legal POC

Thanks! Please let me know what you find out.

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Adams, Adam <Adams.Adam@epa.gov>

Sent: Monday, August 30, 2021 11:46 AM

To: Quinones, Edwin <quinones.edwin@epa.gov>; Carroll, Craig <Carroll.Craig@epa.gov>

Cc: Delgado, Eric <Delgado.Eric@epa.gov>; R6 RRC <R6_RRC@epa.gov>

Subject: RE: Hurricane Ida - FEMA Legal POC

Ed,
Eric Delgado is our lead OSC for this hurricane event. We're reaching out to FEMA for their counsel contact.
Thanks
Adam

From: Quinones, Edwin <quinones.edwin@epa.gov>

Sent: Monday, August 30, 2021 11:41 AM

To: Adams, Adam <Adams.Adam@epa.gov>; Carroll, Craig <Carroll.Craig@epa.gov>

Subject: Hurricane Ida - FEMA Legal POC

Hi Adam and Craig,

Ex. 5 Attorney Client (AC)

Thanks,

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

Message

From: Quinones, Edwin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=78366B94C0804D00BD9F0A6FF492613B-QUINONES, ED]
Sent: 8/30/2021 6:08:58 PM
To: R6 RRC [R6_RRC@epa.gov]
Subject: RE: Hurricane Ida - FEMA Legal POC

Just submitted it. I included a minor update, but nothing of real significance.

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: R6 RRC <R6_RRC@epa.gov>
Sent: Monday, August 30, 2021 1:05 PM
To: Quinones, Edwin <quinones.edwin@epa.gov>; R6 RRC <R6_RRC@epa.gov>
Subject: RE: Hurricane Ida - FEMA Legal POC

Please submit a no change

From: Quinones, Edwin <quinones.edwin@epa.gov>
Sent: Monday, August 30, 2021 1:04 PM
To: R6 RRC <R6_RRC@epa.gov>
Subject: RE: Hurricane Ida - FEMA Legal POC

No, nothing of significance from ORC today. Should I have submitted a "no change" ORC management update like I did yesterday? Or do we only submit something if there's been a change, such as a force majeure notice?

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: R6 RRC <R6_RRC@epa.gov>
Sent: Monday, August 30, 2021 1:03 PM
To: Quinones, Edwin <quinones.edwin@epa.gov>
Subject: RE: Hurricane Ida - FEMA Legal POC

Is there any updates from ORC today?

From: Quinones, Edwin <quinones.edwin@epa.gov>
Sent: Monday, August 30, 2021 12:18 PM
To: Adams, Adam <Adams.Adam@epa.gov>; Carroll, Craig <Carroll.Craig@epa.gov>

Cc: Delgado, Eric <Delgado.Eric@epa.gov>; R6 RRC <R6_RRC@epa.gov>

Subject: RE: Hurricane Ida - FEMA Legal POC

Thanks! Please let me know what you find out.

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Adams, Adam <Adams.Adam@epa.gov>

Sent: Monday, August 30, 2021 11:46 AM

To: Quinones, Edwin <quinones.edwin@epa.gov>; Carroll, Craig <Carroll.Craig@epa.gov>

Cc: Delgado, Eric <Delgado.Eric@epa.gov>; R6 RRC <R6_RRC@epa.gov>

Subject: RE: Hurricane Ida - FEMA Legal POC

Ed,
Eric Delgado is our lead OSC for this hurricane event. We're reaching out to FEMA for their counsel contact.
Thanks
Adam

From: Quinones, Edwin <quinones.edwin@epa.gov>

Sent: Monday, August 30, 2021 11:41 AM

To: Adams, Adam <Adams.Adam@epa.gov>; Carroll, Craig <Carroll.Craig@epa.gov>

Subject: Hurricane Ida - FEMA Legal POC

Hi Adam and Craig,

Ex. 5 Attorney Client (AC)

Thanks,

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

Message

From: Quinones, Edwin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=78366B94C0804D00BD9F0A6FF492613B-QUINONES, ED]
Sent: 8/27/2021 3:50:10 PM
To: Welton, Patricia [Welton.Patricia@epa.gov]
Subject: RE: Force Majeure Electronic Notice-Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Sorry, Tricia. Just saw this. I've actually been on another call with DOJ on a separate matter.


Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Welton, Patricia <Welton.Patricia@epa.gov>
Sent: Friday, August 27, 2021 10:15 AM
To: Quinones, Edwin <quinones.edwin@epa.gov>
Subject: FW: Force Majeure Electronic Notice-Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Sharing. I will be on 10:30 call. Are you included on that?

From: Welton, Patricia
Sent: Friday, August 27, 2021 10:12 AM
To: McGuire, James <McGuire.James@epa.gov>
Subject: FW: Force Majeure Electronic Notice-Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Ex. 5 Attorney Client (AC)

 https://usepa.sharepoint.com/:x:/r/sites/R6/6RC/_layouts/15/Doc.aspx?sourcedoc=%7B5C6BDA70-913F-47BF-84B0-347BBF444D3C%7D&file=R6%20FM%20Storm%20Tracking%20IDA.xlsx&action=default&mobileredirect=true

From: Murdock, Russell <Murdock.Russell@epa.gov>
Sent: Friday, August 27, 2021 9:46 AM
To: Welton, Patricia <Welton.Patricia@epa.gov>
Subject: FW: Force Majeure Electronic Notice-Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Russell Murdock
Chief, RCRA & Toxics Enforcement Branch
Office of Regional Counsel (ORC-ER)
(214) 665-3189
Murdock.Russell@epa.gov

From: Lundelius, Diana <Lundelius.Diana@epa.gov>
Sent: Friday, August 27, 2021 9:14 AM
To: Barnett, Cheryl <Barnett.Cheryl@epa.gov>; Shahin, Emad <Shahin.Emad@epa.gov>; Nfodzo, Prince

<Nfodzo.Prince@epa.gov>; Larson, Darrin <Larson.Darrin@epa.gov>

Cc: Thompson, Steve <thompson.steve@epa.gov>; Fried, Gregory <Fried.Gregory@epa.gov>; Murdock, Russell <Murdock.Russell@epa.gov>

Subject: FW: Force Majeure Electronic Notice-Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

This just in....

We may get more FM notices today and throughout the weekend from other refineries/facilities along LA gulf coast due to Hurricane Ida.

Diana

From: Martin, JC <JC.Martin@valero.com>

Sent: Friday, August 27, 2021 9:04 AM

To: Lundelius, Diana <Lundelius.Diana@epa.gov>; Foley, Patrick <Foley.Patrick@epa.gov>; csullivan@matrixnewworld.com; R6CAACDDeliverables <R6CAACDDeliverables@epa.gov>; daniel.odem@la.gov; ananthakrishnan.gunasekaran@la.gov

Subject: Force Majeure Electronic Notice-Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Good Morning,

The Valero (Meraux) Refinery in St. Bernard Parish, Louisiana is submitting this *force majeure* notice, as required by Paragraph 236 of the Consent Decree 10-cv-563.

The National Weather Service is projecting that Hurricane Ida will make landfall in Southeastern Louisiana this weekend, possibly as a Category 3 storm.

As a precaution, Providence Engineering will be shutting down the Community Air Monitoring Station on Ventura Drive in order to protect the equipment. This station is required by CD Paragraph 156C. This will result in an interruption in meteorological and pollutant data collection. Once the threat of severe weather has passed, we intend to restore all functions as soon as possible.

We will submit a written follow-up notification within fourteen days, and will describe any additional impacts we may experience.

If you require any additional information, please contact me.

Thanks,
JC

JC Martin

Manager Environmental

Valero Refining – Meraux LLC

2235 Jacob Dr.

Chalmette, LA 70043

O: 504-278-6712 / C: 985-237-5950



Message

From: Quinones, Edwin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=78366B94C0804D00BD9F0A6FF492613B-QUINONES, ED]
Sent: 8/31/2021 3:45:49 PM
To: McGuire, James [McGuire.James@epa.gov]; Welton, Patricia [Welton.Patricia@epa.gov]
Subject: RE: Welton, Patricia shared "R6 FM Storm Tracking IDA" with you.

Hi James,

Ex. 5 Attorney Client (AC)

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Quinones, Edwin
Sent: Tuesday, August 31, 2021 10:08 AM
To: McGuire, James <McGuire.James@epa.gov>; Welton, Patricia <Welton.Patricia@epa.gov>
Subject: RE: Welton, Patricia shared "R6 FM Storm Tracking IDA" with you.

Ex. 5 Attorney Client (AC)

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: McGuire, James <McGuire.James@epa.gov>
Sent: Tuesday, August 31, 2021 9:53 AM
To: Quinones, Edwin <quinones.edwin@epa.gov>; Welton, Patricia <Welton.Patricia@epa.gov>
Subject: RE: Welton, Patricia shared "R6 FM Storm Tracking IDA" with you.

Ex. 5 Attorney Client (AC)

Thank you!

James McGuire

Regional Counsel, EPA Region 6
214-665-6560

From: Quinones, Edwin <quinones.edwin@epa.gov>
Sent: Monday, August 30, 2021 1:12 PM
To: McGuire, James <McGuire.James@epa.gov>; Welton, Patricia <Welton.Patricia@epa.gov>
Subject: RE: Welton, Patricia shared "R6 FM Storm Tracking IDA" with you.

Ex. 5 Attorney Client (AC)

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: McGuire, James <McGuire.James@epa.gov>
Sent: Monday, August 30, 2021 1:10 PM
To: Quinones, Edwin <quinones.edwin@epa.gov>; Welton, Patricia <Welton.Patricia@epa.gov>
Subject: RE: Welton, Patricia shared "R6 FM Storm Tracking IDA" with you.

Unfortunately, I can't help with a contact at the LA Gov office. Maybe LDEQ could?

Thanks,

James McGuire
Regional Counsel, EPA Region 6
214-665-6560

From: Quinones, Edwin <quinones.edwin@epa.gov>
Sent: Monday, August 30, 2021 11:37 AM
To: Welton, Patricia <Welton.Patricia@epa.gov>
Cc: McGuire, James <McGuire.James@epa.gov>
Subject: RE: Welton, Patricia shared "R6 FM Storm Tracking IDA" with you.

Thanks, Tricia. I can't seem to open it, though. It appears I have to be a "direct recipient" of the original email or have to have some kind of access right to open it.

Ex. 5 Attorney Client (AC)

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Welton, Patricia <Welton.Patricia@epa.gov>
Sent: Monday, August 30, 2021 11:04 AM
To: McGuire, James <McGuire.James@epa.gov>
Cc: Quinones, Edwin <quinones.edwin@epa.gov>
Subject: FW: Welton, Patricia shared "R6 FM Storm Tracking IDA" with you.

Nothing new added but sharing the site with you.

From: Welton, Patricia
Sent: Friday, August 27, 2021 10:10 AM
To: Barnett, Cheryl <Barnett.Cheryl@epa.gov>; Murdock, Russell <Murdock.Russell@epa.gov>; McDonald, Scott <mcdonald.scott@epa.gov>; Lannen, Justin <Lannen.Justin@epa.gov>
Subject: Welton, Patricia shared "R6 FM Storm Tracking IDA" with you.



Welton, Patricia shared a file with you

Here is the tracking chart for Hurricane Ida FM notices. Please populate in real time. Thank you Russell for helping with either my lack of access or lack of brain function.



[R6 FM Storm Tracking IDA](#)



This link only works for the direct recipients of this message.

Open

Message

From: Quinones, Edwin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=78366B94C0804D00BD9F0A6FF492613B-QUINONES, ED]
Sent: 8/31/2021 9:48:47 PM
To: Donnellan, Michael (ENRD) [Michael.Donnellan@usdoj.gov]; Capuyan, Stephen [Capuyan.Stephen@epa.gov]
Subject: RE: cri

Thanks, Michael.

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Donnellan, Michael (ENRD) <Michael.Donnellan@usdoj.gov>
Sent: Tuesday, August 31, 2021 4:11 PM
To: Quinones, Edwin <quinones.edwin@epa.gov>; Capuyan, Stephen <Capuyan.Stephen@epa.gov>
Subject: RE: cri

Ex. 5 Attorney Client (AC)

Michael

From: Donnellan, Michael (ENRD)
Sent: Monday, August 30, 2021 10:34 AM
To: Quinones, Edwin <quinones.edwin@epa.gov>
Subject: RE: cri

Understood.

From: Quinones, Edwin <quinones.edwin@epa.gov>
Sent: Monday, August 30, 2021 10:31 AM
To: Donnellan, Michael (ENRD) <Michael.Donnellan@usdoj.gov>
Subject: RE: cri

Hi Michael,

I got your other emails, and I apologize for the lack of response thus far. Hurricane Ida and its aftermath with Stafford Act deployments has taken most of my attention recently. I'll be on calls most of this morning but will try to reach you later this afternoon.

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Donnellan, Michael (ENRD) <Michael.Donnellan@usdoj.gov>
Sent: Monday, August 30, 2021 9:11 AM
To: Quinones, Edwin <quinones.edwin@epa.gov>
Subject: cri

Ed, could you give me a call this morning?

Thanks,

Michael 202-532-3354

Message

From: Quinones, Edwin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=78366B94C0804D00BD9F0A6FF492613B-QUINONES, ED]
Sent: 9/1/2021 4:15:33 PM
To: Chang-Vaughan, Ellen [Chang-Vaughan.Ellen@epa.gov]
Subject: RE: New Orleans Update 8/31

Hi Ellen,

If and when you get a written force majeure notice, would you please forward it to me? I have to report the FMs as part of the ORC Management Update for the Hurricane Ida incident.

Thanks!

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Quinones, Edwin
Sent: Wednesday, September 01, 2021 8:08 AM
To: Chang-Vaughan, Ellen <Chang-Vaughan.Ellen@epa.gov>
Subject: RE: New Orleans Update 8/31

Hi Ellen,

Ex. 5 Attorney Client (AC)

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Chang-Vaughan, Ellen <Chang-Vaughan.Ellen@epa.gov>
Sent: Tuesday, August 31, 2021 5:35 PM
To: McDonald, Scott <mcdonald.scott@epa.gov>; Welton, Patricia <Welton.Patricia@epa.gov>; McGuire, James <McGuire.James@epa.gov>; Quinones, Edwin <quinones.edwin@epa.gov>; Seager, Cheryl <Seager.Cheryl@epa.gov>; Gilrein, Stephen <gilrein.stephen@epa.gov>; Bernier, Roberto <bernier.roberto@epa.gov>; Smalley, Bryant <smalley.bryant@epa.gov>; Ibarra, Juan <Ibarra.Juan@epa.gov>; Long, David <Long.David@epa.gov>
Subject: New Orleans Update 8/31

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Message

From: Quinones, Edwin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=78366B94C0804D00BD9F0A6FF492613B-QUINONES, ED]
Sent: 9/8/2021 6:21:07 PM
To: McGuire, James [McGuire.James@epa.gov]
CC: Andrews, Suzanne [Andrews.Suzanne@epa.gov]; Welton, Patricia [Welton.Patricia@epa.gov]
Subject: FW: Force Majeure Notification - Update - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Hi James,

Below is the latest from Valero's update to its Force Majeure notice. It is dated September 2nd.

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Barnett, Cheryl <Barnett.Cheryl@epa.gov>
Sent: Thursday, September 02, 2021 10:42 AM
To: Welton, Patricia <Welton.Patricia@epa.gov>; McGuire, James <McGuire.James@epa.gov>
Cc: Quinones, Edwin <quinones.edwin@epa.gov>
Subject: FW: Force Majeure Notification - Update - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Update on FM from Valero just came in

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Cheryl

From: Lundelius, Diana <Lundelius.Diana@epa.gov>
Sent: Thursday, September 2, 2021 10:33 AM
To: Barnett, Cheryl <Barnett.Cheryl@epa.gov>; Murdock, Russell <Murdock.Russell@epa.gov>; Larson, Darrin <Larson.Darrin@epa.gov>; Thompson, Steve <thompson.steve@epa.gov>; Shahin, Emad <Shahin.Emad@epa.gov>; Nfodzo, Prince <Nfodzo.Prince@epa.gov>
Cc: Fried, Gregory <Fried.Gregory@epa.gov>
Subject: Force Majeure Notification - Update - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

From: Martin, JC <JC.Martin@valero.com>
Sent: Thursday, September 2, 2021 10:30 AM
To: Lundelius, Diana <Lundelius.Diana@epa.gov>; Foley, Patrick <Foley.Patrick@epa.gov>; csullivan@matrixnewworld.com; R6CAACDDeliverables <R6CAACDDeliverables@epa.gov>; daniel.odem@la.gov; ananthakrishnan.gunasekaran@la.gov; cwetzel@mnwe.com
Subject: Force Majeure Notification - Update - Valero Meraux Refinery (C.A. No. 3:10-cv-00563-bbc)

Good Morning,

Per the above referenced Consent Decree, Valero is required to operate the Community Air Monitoring Station (CAMS) on Ventura Drive. The Valero Meraux Refinery submitted a Force Majeure notification on August 27, 2021, in which we

stated that we were shutting down the CAMS in advance of the oncoming Hurricane Ida. Valero is now submitting this update.

On Sunday August 29, 2021 Hurricane Ida made landfall in Louisiana as a Category 4 storm. In anticipation of the impacts of the storm, particularly the loss of electricity, Valero performed a controlled shutdown of all process units, leaving the Wastewater Treatment Plant and four boilers running. The WWT and boilers shut down when power was lost Sunday night, as Entergy experienced outages over all of Southeast Louisiana.

As of today, September 2, there is no electricity to the refinery or in Chalmette. Providence did visit the CAMS yesterday, and there is no obvious damage. Once power is restored to the area, they will work to energize the equipment and verify that it is all in working order prior to posting data on the website.

Also, in accordance with Paragraph 156C.a.ii.B, 24-hour summa canister samples must be collected every six days. The most recent sample was scheduled for August 31. However, due to the impacts of Hurricane Ida (including major road closures and impacts on personal lives and property), it was not started until September 1. Providence returned today to collect the canister for laboratory analysis. As such, Valero amends the Force Majeure notification to include the disruption in the summa canister sampling schedule.

Please note that there is widespread damage and power outages throughout Southeast Louisiana, from the coastal parishes all the way up to Baton Rouge. As such, there is no USPS service, so Valero is only submitting this notification electronically. Once power is restored to Chalmette and to the refinery, Valero will resume normal operations.

If you require additional information, please feel free to contact us.

Thanks,
JC

JC Martin
Manager Environmental
Valero Refining – Meraux LLC
2235 Jacob Dr.
Chalmette, LA 70043
O: 504-278-6712 / C: 985-237-5950



Message

From: Quinones, Edwin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=78366B94C0804D00BD9F0A6FF492613B-QUINONES, ED]
Sent: 9/13/2021 4:56:52 PM
To: Barnett, Cheryl [Barnett.Cheryl@epa.gov]
Subject: RE: DJ # 90-5-2-1-11114 -Force Majeure Request for Hurricane Ida

Thanks, Cheryl.

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Barnett, Cheryl <Barnett.Cheryl@epa.gov>
Sent: Monday, September 13, 2021 11:29 AM
To: Welton, Patricia <Welton.Patricia@epa.gov>; McGuire, James <McGuire.James@epa.gov>; Quinones, Edwin <quinones.edwin@epa.gov>
Subject: RE: DJ # 90-5-2-1-11114 -Force Majeure Request for Hurricane Ida

Ex. 5 Attorney Client (AC)

Cheryl

From: Thompson, Steve <thompson.steve@epa.gov>
Sent: Monday, September 13, 2021 10:47 AM
To: R6 RRC <R6_RRC@epa.gov>
Cc: Quinones, Edwin <quinones.edwin@epa.gov>; Welton, Patricia <Welton.Patricia@epa.gov>; Seager, Cheryl <Seager.Cheryl@epa.gov>; Barnett, Cheryl <Barnett.Cheryl@epa.gov>
Subject: FW: DJ # 90-5-2-1-11114 -Force Majeure Request for Hurricane Ida

From: Stucky, Marie <Stucky.Marie@epa.gov>
Sent: Monday, September 13, 2021 10:46 AM
To: Barnett, Cheryl <Barnett.Cheryl@epa.gov>; Thompson, Steve <thompson.steve@epa.gov>
Subject: FW: DJ # 90-5-2-1-11114 -Force Majeure Request for Hurricane Ida

Sincerely,
Marie Stucky
Chief, Air Toxics Enforcement Section
EPA Region 6

From: Williams, Karen (K) <KBWilliams@dow.com>
Sent: Monday, September 13, 2021 10:44 AM
To: Stucky, Marie <Stucky.Marie@epa.gov>
Subject: DJ # 90-5-2-1-11114 -Force Majeure Request for Hurricane Ida

To Whom It May Concern:

Pursuant to Paragraph 85 of the subject Consent Decree, Union Carbide Corporation ("UCC") is submitting notice of a Force Majeure event at its Hahnville, Louisiana site.

The site experienced a site-wide power outage along with the entire parish of St. Charles where the facility resides due to catastrophic damage to power poles and lines, as a result of Hurricane Ida, which impacted the site on August 29, 2021.

Pease contact me at 225-353-1675 if you have any questions regarding this notice.

Regards,

Karen B. Williams

Louisiana Environmental Leader
(225) 353-1675 (office)
(225) 776-0110 (cell)

General Business

Message

From: Quinones, Edwin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=78366B94C0804D00BD9F0A6FF492613B-QUINONES, ED]
Sent: 9/15/2021 7:12:59 PM
To: Piehl, Jacob [Piehl.Jacob@epa.gov]
Subject: RE: Gretna Plating

Gotcha. Thanks!

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Piehl, Jacob <Piehl.Jacob@epa.gov>
Sent: Wednesday, September 15, 2021 2:11 PM
To: Quinones, Edwin <quinones.edwin@epa.gov>
Subject: RE: Gretna Plating

OSC is Philip Rouse. Eric Delgado has background on the site as well.

Jacob Piehl, Assistant Regional Counsel
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 6
Tel. (214) 665-2138
Fax. (214) 665-6460

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From: Quinones, Edwin <quinones.edwin@epa.gov>
Sent: Wednesday, September 15, 2021 2:06 PM
To: Piehl, Jacob <Piehl.Jacob@epa.gov>
Subject: RE: Gretna Plating

Thanks for the heads-up, Jake. Happy to assist the Program if need be for any ER type stuff. Do you know who the OSC is or was?

Edwin Quinones
Assistant Regional Counsel
US EPA Region 6, 6RCEW
1201 Elm St., Suite 500
Dallas, TX 75270
(214) 665-8035 Desk
(214) 535-9661 EPA cell

From: Piehl, Jacob <Piehl.Jacob@epa.gov>
Sent: Wednesday, September 15, 2021 2:03 PM
To: Quinones, Edwin <quinones.edwin@epa.gov>
Subject: Gretna Plating

Ex. 5 Attorney Client (AC)

-Jake

Jacob Piehl, Assistant Regional Counsel
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 6
Tel. (214) 665-2138
Fax. (214) 665-6460

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